

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MISSOURI**

DOUGLAS PHILLIP BRUST, D.C., P.C.,	)	
individually and on behalf of all others similarly	)	
situated,	)	
	)	
Plaintiff,	)	Case No.: 4:14-cv-01170-AGF
	)	
v.	)	
	)	
ORTHOPEDIC PHARMACEUTICALS, INC.,	)	
and	)	
JOHN DOES 1-10,	)	
	)	
Defendants.	)	

**PLAINTIFF DOUGLAS PHILLIP BRUST, D.C., P.C.'S DISMISSAL OF INDIVIDUAL  
CLAIMS WITH PREJUDICE OF ITS CLAIM AGAINST DEFENDANT ORTHOPEDIC  
PHARMACEUTICALS, INC AND WITHOUT PREJUDICE OF ITS CLAIM AGAINST  
DEFENDANT JOHN DOES 1-10**

COMES NOW Plaintiff, DOUGLAS PHILLIP BRUST, D.C., P.C.'s, and pursuant to Rule 41 (a) (1) (A) (ii) hereby dismisses its individual claims against ORTHOPEDIC PHARMACEUTICALS, INC. **with prejudice**. John Does 1-10 are hereby dismissed **without prejudice**. No notice needs to be issued to the putative class under Rule 23, because there has been no finding that this action can proceed as a class action, and no class has been certified herein.

*/s/ Max G. Margulis*  
Max G. Margulis, #24325MO  
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**CERTIFICATE OF SERVICE**

I hereby certify on May 29, 2015 that a true and correct copy of the foregoing was served on the Attorneys for Defendant, Brian Shank #59955MO, Karen L. Mayfield-Jones #57813MO, Evans & Dixon, LLC, 211 N. Broadway, Ste 2500, St. Louis MO 63102, P: 314-621-7755, F: 314-884-4466, Email: [bshank@evans-dixon.com](mailto:bshank@evans-dixon.com), [kjones@evans-dixon.com](mailto:kjones@evans-dixon.com) by email by consent of the parties.

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/s/ Max G. Margulis